

REMARKS

1. Claims 17-19, 37-39, and 42-66 were pending. Claims 17, 37, 42, 43, 53, 60, and 61 have been amended. Claims 67-89 have been added. No claims have been cancelled. No new matter has been added. Claims 17-19, 37-39, and 42-89 are now pending. Reexamination and reconsideration of the application, as amended, are requested.

2. Rejections under 35 U.S.C. §102(e) and 35 U.S.C. §103(a)

Claims 17, 37, 42, and 61 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 5,602,992 to Danneels (hereinafter “Danneels”). Claims 18-19, 38-39, 43-60, and 62-66 stand rejected under 35 U.S.C. §103(a) as being anticipated by U.S. Patent No. 5,602,992 to Danneels in view of U.S. Patent No. 5,928,330 to Goetz et al (hereinafter “Goetz”). The Applicant respectfully traverses the rejections and requests consideration of the following.

3. Independent Claims 17, 37, 42, 43, 53, 60, and 61

Each of the independent claims 17, 37, 42, 43, 53, 60, and 61 have been amended to further recite a limitation. The respective limitations that have been added to each of the independent claims are as follows:

Claim 17: “the logical structure holds a field for a maximum packet size and a field for a minimum packet size;”

Claim 37: “a field in the logical structure for holding a value that specifies a maximum bit rate at which the multiple streams of data may be rendered;”

Claim 42: “the data stored in the packets are of a new media type; the logical structure stores an identifier for the new media type; and

the identifier can be used to determine a renderer to use to render data of new media type.”

Claim 43: “storing in the logical structure a field for a maximum packet size and a field for a minimum packet size;”

Claim 53: “a field in the logical structure that holds a value that specifies a maximum bit rate at which the multiple streams of data may be rendered”

Claim 60: “a logical structure stored in the storage for encapsulating multiple data streams, data from said data streams being of a new media type and incorporated in packets, wherein the logical structure includes an identifier of the new media type from which a renderer can be determined to render the data of the new media type;”

Claim 61: “the multiple streams of data in the logical structure are Active Stream Format (ASF) data streams”

4. The Teachings of Danneels and Goetz

Each of the limitations that have been added, respectively, to the pending independent claims is taught neither by Danneels nor by Goetz. Moreover, a review of Danneels and Goetz does not find a teaching, either alone or in combination, either explicit or implicit, that suggests or implies the respective recitations of the independent claims. The recitations of the independent claims are missing from both the applied art and the art of record, either alone or in combination. Accordingly, the independent Claims 17, 37, 42, 43, 53, 60, and 61, as well as claims dependent there from, are properly allowable over Danneels, Goetz, and their combination.

5. Conclusion

The Applicant respectfully maintains that the present application is in condition for allowance. Reconsideration of the rejections and objections is requested. Allowance of Claims 17-19, 37-39, and 42-89 at an early date is solicited. In the event that the Examiner finds any remaining impediment to a prompt allowance of this application that

1 could be clarified by a telephonic interview, the Examiner is respectfully requested to
2 initiate the same with the undersigned attorney.

3 *S tb*
4 Dated this 5 day of December, 2003.

5 Respectfully submitted,

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